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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

|                           |   |   |
|---------------------------|---|---|
| UNITED STATES OF AMERICA, | ) | No. CR 13-0149 JST                                  |
|                           | ) |   |
| Plaintiff,                | ) | <b>STIPULATION AND <del>PROPOSED</del> ORDER TO</b> |
|                           | ) | <b>EXCLUDE TIME FROM NOVEMBER 22, 2013</b>          |
| v.                        | ) | <b>TO JANUARY 10, 2014</b>                          |
|                           | ) |   |
| QUIN NGOC RUDIN,          | ) |   |
| a/k/a DEAN RUBIN,         | ) |   |
| a/k/a DAVID RUBIN,        | ) |   |
|                           | ) |   |
| Defendant.                | ) |   |

The defendant, Quin Ngoc Rudin, a/k/a Dean Rubin, a/k/a David Rudin, represented by Edward Robinson, Esquire, and the government, represented by Kyle F. Waldinger, Assistant United States Attorney, appeared before the Court on November 22, 2013. At that appearance, the parties jointly requested that the Court place this matter on its calendar for January 10, 2014, for entry of plea.

The parties requested this continuance because there are ongoing discussions about the appropriate resolution of the matter and because the defense is continuing to review the voluminous discovery that the government has provided (including discovery that was recently produced) and to conduct necessary investigation.

STIP. AND ~~PROPOSED~~ ORDER  
CR 13-0149 JST

1 For these reasons, the parties jointly stipulate and agree that time be excluded under the Speedy  
2 Trial Act between November 22, 2013 and January 10, 2014 based on defense counsel's need for  
3 effective preparation of the case.

4  
5 SO STIPULATED.

6 MELINDA HAAG  
7 United States Attorney

8  
9 Dated: November 25, 2013

10 /s/  
KYLE F. WALDINGER  
Assistant United States Attorney

11  
12 Dated: November 25, 2013

13 /s/  
EDWARD ROBINSON  
14 Attorney for Defendant

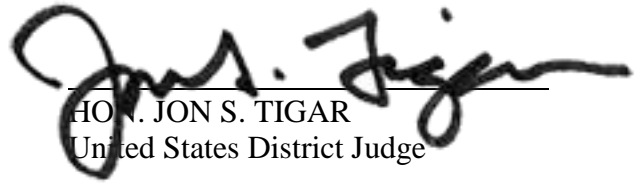
15  
16  
17 **~~PROPOSED~~ ORDER**

18 The parties jointly moved to continue this matter to January 10, 2014 at 9:30 a.m. for a change of  
19 plea hearing. Counsel requested the continuance because the parties are in ongoing discussions about  
20 the appropriate resolution of the case and the defense counsel needs additional time to review the  
21 voluminous discovery and to conduct necessary investigation.

22 Based upon the representation of counsel and for good cause shown, the Court finds that failing  
23 to exclude the time between November 22, 2013 and January 10, 2014 would unreasonably deny the  
24 defendant continuity of counsel and would deny counsel the reasonable time necessary for effective  
25 preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court  
26 further finds that the ends of justice served by excluding the time between November 22, 2013 and  
27 January 10, 2014 from computation under the Speedy Trial Act outweigh the best interests of the public  
28 and the defendant in a speedy trial. Therefore, IT IS HEREBY ORDERED that the time between

1 November 22, 2013 and January 10, 2014 shall be excluded from computation under the Speedy Trial  
2 Act. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

3  
4 Dated: November 26, 2013

  
HON. JON S. TIGAR  
United States District Judge